



Attorney's Docket No.: 07913-006001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor : Paul B. Savage et al.
Serial No. : 09/930,316
Filed : August 15, 2001
Title : STEROID DERIVED ANTIBIOTICS

Art Unit : 1616
Examiner : Barbara P. Badio

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TECH CENTER 1600/2900

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TERMINAL DISCLAIMER UNDER 37 CFR §§3.73(b) AND 1.321(b)

Pursuant to 37 CFR §3.73(b), BRIGHAM YOUNG UNIVERSITY, certifies that it is the assignee of the entire right, title, and interest in the above application by virtue of an assignment from the inventors of the patent application identified above. The assignment was recorded in the Patent and Trademark Office at Reel 012600, Frame 0240 on February 11, 2002. Brigham Young University also certifies that it is the assignee of U.S. Patent No. 6,350,738. A copy of the assignment is attached for your reference.

The undersigned has reviewed all the documents in the chain of title of the above-identified application and to the best of undersigned's knowledge and belief, title is in Brigham Young University.

The undersigned is empowered to act on behalf of the assignee.

Pursuant to 37 CFR §1.321(b), and to obviate a double patenting rejection, the assignee identified above hereby waives and disclaims the terminal portion of the term of the entire patent to be granted upon the above identified application subsequent to the expiration date of U.S. Patent No. 6,350,738, whereby the patent granted on this application and U.S. Patent No. 6,350,738 will expire on the same day, provided that any patent granted on the above identified

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Applicant : Paul B. Savat al.
Serial No. : 09/930,316
Filed : August 15, 2001
Page : 2 of 2

Attorney's Docket No.: 07913-006001

application shall be enforceable only for and during such period that it is commonly owned with U.S. Patent No. 6,350,738.

The assignee identified above does not disclaim any terminal part of any patent granted on the above identified application prior to the expiration date of the full statutory term of U.S. Patent No. 6,350,738 in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR §1.321(a), has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term, except for the separation of legal title as stated above. Assignee herein does not disclaim or otherwise affect any part of U.S. Patent No. 6,350,738.

This disclaimer runs with any patent granted on the above application and is binding upon the grantee, its successors or assigns.

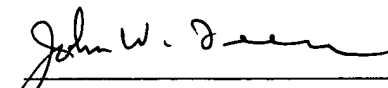
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted,

Date: _____

7/1/03



John W. Freeman, Esq.

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BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:
SAVAGE, PAUL B.

DOC DATE: 09/27/2001

ASSIGNOR:
LI, CHUNHONG

DOC DATE: 09/27/2001

ASSIGNEE:
BRIGHAM YOUNG UNIVERSITY
A-268 ASB - P.O. BOX 21231
PROVO, UTAH 84602-1231

SERIAL NUMBER: 09930316
PATENT NUMBER:

FILING DATE: 08/15/2001
ISSUE DATE:

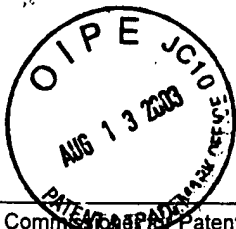
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Substitute Form PTO-1595
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Comm. Pats. Patents: Please record the attached original document(s) or copy(ies).	
1. Name of conveying party(ies): Paul B. Savage and Chunhong Li Additional name(s) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	2. Name and address of receiving party(ies): Brigham Young University A-268 ASB - P.O. Box 21231 Provo, Utah 84602-1231
3. Nature of conveyance: <input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name <input type="checkbox"/> Other: Execution Date: September 27, 2001	Additional names/addresses attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
4. Application number(s) or patent number(s): If this document is being filed with a new application, the execution date of the application is: A. Patent Application No(s): 09/930,316 B. Patent No(s): Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
5. Name/address of party to whom correspondence concerning document should be mailed: JOHN W. FREEMAN Fish & Richardson P.C. 225 Franklin Street Boston, Massachusetts 02110-2804	6. Total number of applications/patents involved: 1 7. Total fee (37 CFR §3.41): \$40 <input checked="" type="checkbox"/> Enclosed <input type="checkbox"/> Authorized to charge Deposit Account. 8. Deposit Account No.: 06-1050 Please apply any additional charges, or any credits, to our Deposit Account No. 06-1050.
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9. Statement and Signature: <i>To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.</i> Christine P. Bellon Reg. No. 41,611 Name of Person Signing Signature October 26, 2001 Date	
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October 26, 2001
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Signature

Sherry L. Hunt

Typed Name of Person Signing Certificate

ASSIGNMENT

For valuable consideration, we, PROF. PAUL B. SAVAGE of 2340 E. 975 Street, Springville, UT 84663, and CHUNHONG LI of 54 W. 700 N. #133, Provo, UT 84601, hereby assign to: Brigham Young University, a Utah corporation having a place of business at: A-268 ASB - P.O. Box 21231, Provo, Utah 84602-1231; and its successors and assigns (collectively hereinafter called "the Assignee"), the entire right, title and interest throughout the world in the inventions and improvements which are subject of an application for United States Patent signed by us, entitled STEROID DERIVED ANTIBIOTICS, filed August 15, 2001, and assigned U.S. Serial Number 09/930,316, and we authorize and request the attorneys appointed in said application to hereafter complete this assignment by inserting above the filing date and serial number of said application when known; this assignment including said application, any and all United States and foreign patents, utility models, and design registrations granted for any of said inventions or improvements, and the right to claim priority based on the filing date of said application under the International Convention for the Protection of Industrial Property, the Patent Cooperation Treaty, the European Patent Convention, and all other treaties of like purposes; and we authorize the Assignee to apply in all countries in our name or in its own name for patents, utility models, design registrations and like rights of exclusion and for inventors' certificates for said inventions and improvements; and we agree for ourselves and our respective heirs, legal representatives and assigns, without further compensation to perform such lawful acts and to sign such further applications, assignments, Preliminary Statements and other lawful documents as the Assignee may reasonably request to effectuate fully this assignment.

IN WITNESS WHEREOF, I hereto set my hand and seal at 9:30am Provo, UT,
this 27 day of Sept., 2001

Paul B. Savage
PROF. PAUL B. SAVAGE

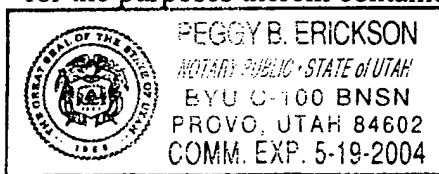
L.S.

State of Utah :

: SS.

County of Utah :

Before me this 27th day of September, 2001, personally
appeared PROF. PAUL B. SAVAGE known to me to be the person whose name is subscribed to
the foregoing Assignment and acknowledged that he executed the same as his free act and deed
for the purposes therein contained.



[Notary's Seal Here]

Peggy B. Erickson
Notary Public

My Commission Expires: 5-19-2004

IN WITNESS WHEREOF, I hereto set my hand and seal at _____,
this _____ day of _____, 20____

L.S.

CHUNHONG LI

State of _____ :

: SS.

County of _____ :

Before me this _____ day of _____, 20____, personally
appeared CHUNHONG LI known to me to be the person whose name is subscribed to the
foregoing Assignment and acknowledged that he executed the same as his free act and deed for
the purposes therein contained.

Notary Public

My Commission Expires:

[Notary's Seal Here]

IN WITNESS WHEREOF, I hereto set my hand and seal at _____,
this _____ day of _____, 20____

PROF. PAUL B. SAVAGE

L.S.

State of _____ :

: ss.

County of _____ :

Before me this _____ day of _____, 20____, personally
appeared PROF. PAUL B. SAVAGE known to me to be the person whose name is subscribed to
the foregoing Assignment and acknowledged that he executed the same as his free act and deed
for the purposes therein contained.

Notary Public

My Commission Expires:

[Notary's Seal Here]

IN WITNESS WHEREOF, I hereto set my hand and seal at Albermarle county, Virginia
this 27th day of September, 2001

Chunhong Li
CHUNHONG LI

L.S.

State of Virginia :

: ss.

County of Albemarle :

Before me this 27th day of September, 2001, personally
appeared CHUNHONG LI known to me to be the person whose name is subscribed to the
foregoing Assignment and acknowledged that he executed the same as his free act and deed for
the purposes therein contained.

[Signature]
Notary Public

My Commission Expires: 12/31/02

[Notary's Seal Here]